



ARIZONA BOARD OF ATHLETIC TRAINING
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REGULAR SESSION MEETING MINUTES

June 4, 2010

Board Members Present: Laurie White, ATC – Chairman
Michael Nesbitt, ATC – Vice-Chair
Jennifer Fadeley, Public Member
Aaron Nelson, ATC

Board Members Absent: Vacant, Public Member

Staff Present: Wendy Hammon, Executive Director

Legal Staff Present: Montgomery Lee, Assistant Attorney General, by phone

Call to order

The regularly scheduled meeting of the Arizona State Board of Athletic Training was called to order at 8:47 a.m. Chair, Laurie White presiding.

Approval of minutes

Meeting Minutes of May 3, 2010

Michael Nesbitt moved to approve the minutes. Jennifer Fadeley seconded the motion and it passed 4-0.

Review Board Meeting Schedule

July 12, 2010, 9:00 a.m. (telephonic)
August 2, 2010 9:00 a.m. (telephonic)

At this point the meeting dates appear to be acceptable.

Declaration of conflicts of Interest

Ms. White asked if anyone needed to declare a conflict of interest based on anything on the agenda. None of the Board members indicated that they needed to do so.

Initial Review of Complaints

1. George Hackett, ATC Lic. #0348, Complaint no. 10-AT-3048
Mr. Hackett was present along with legal counsel, Mr. Black. Mr. Black made an opening statement which was followed by questions to Mr. Hackett by the Board. After considerable questioning and careful consideration of the facts presented, the Board determined that Mr. Hackett did practice without a license. Michael Nesbitt moved to offer a consent agreement to Mr. Hackett to include a civil penalty of \$250.00, one year probation and 3 CEUs of continuing education in the area of medical ethics as approved by the Board. Aaron Nelson seconded the motion. A vote was taken and it resulted in 2-2 – the motion failed. After some additional discussion Jennifer Fadeley moved to offer a consent agreement to include one year probation and 3 CEUs of education in medical ethics as approved by the Board. Additionally, Mr. Hackett's license would not be issued until he had signed the consent agreement. Aaron Nelson seconded the motion and it passed 4-0.

Discipline Status Report

1. Tara Hodge – Board staff reported that the necessary documents had been sent to Ms. Hodge and that staff had received the acknowledgement of receipt from Ms. Hodge. The Board asked legal counsel what the wait time would be and they were advised that Ms. Hodge would have 30 days to respond.
2. Aaron Howard – There was nothing new to report on Mr. Howard.
3. Theresa Doherty – Board staff reported that Ms. Doherty had complied with the terms of her consent agreement and recommended closing the file. Aaron Nelson moved to close the file which was seconded by Jennifer Fadeley and passed 4-0.
4. Lisa Gandolfi – Board staff reported that Ms. Gandolfi had complied with the terms of her consent agreement and recommended closing the file. Michael Nesbitt moved to close the file which was seconded by Jennifer Fadeley and passed 4-0.
5. Michael McKenney – Mr. McKenney is continuing to finish his agreement requirements. His probation runs until 2011 so he still has time.
6. Teresa Balam – There was nothing new to report from Ms. Balam.
7. John Leonard – Staff reported that Mr. Leonard was sent a letter regarding the class that was approved and a request for additional information on the class that was not approved. Nothing has been heard from Mr. Leonard.
8. Michelle Grover – Ms. Grover appeared before the Board to discuss her late renewal. After discussion of the matter Michael Nesbitt moved to issue a Decree of Censure to Ms. Grover to instruct her to assure that her renewal information is provided to the Board in a timely manner. Aaron Nelson seconded the motion and it passed 4-0.

Substantive review, discussion, and vote regarding the applications for licenses as follows

a. Initial applications

Garrett Havig	Aubrie Lussier	Trevor Muth	Adam Nelson
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Michael Nesbitt moved to approve the initial licenses. Jennifer Fadeley seconded the motion and it passed 4-0.

b. Renewal applications

Jennifer Guerrette	George Hackett	April Jessee	Albert Johnson
Emily Johnson	Lauren Johnson	Stanley Johnston	Richard Kates
Dana Kernan	Gregory Keuter	Rebecca Kilzer	Benjamin Klein
Ron Kordonowy	Masanobu Koyanagi	James Kruk	Karen Kucher
William Kuehl	Eileen Kunselman	Stanley Kurley	Joshua Lamont
Jennifer Landgrebe	Kathleen Langan	Aaron Larson	Gregory Latta
Brian Lee	Christopher Lessner	Jeremy Lewis	David Linaker
Jerry Lloyd	Chelsea Lohman	Jesse Lowman	Donald Lu
Matthew Lucero	Thomas Maystadt	Casaundra McBiles	Sean McQueeney
Esteban Melendez	Amber Miller	Edward Mitchell	Chad Moeller
Albert Munoz	Tetsuji Nakagawa	Bryce Nalepa	Aaron Nelson
Michael Nesbitt	Christopher Neumann		

Jennifer Fadeley moved to approve all renewal applications with the exception of Michael Nesbitt, Aaron Nelson and Emily Johnson. Aaron Nelson seconded the motion and it passed 4-0.

Regarding the renewal application for Aaron Nelson, being a Board member Mr. Nelson recused himself from the vote. Jennifer Fadeley moved to approve the renewal application for Mr. Nelson. Michael Nesbitt seconded the motion and it passed 3-0.

Regarding the renewal application for Michael Nesbitt, being a Board member Mr. Nesbitt recused himself from the vote. Jennifer Fadeley moved to approve the renewal application for Mr. Nesbitt. Aaron Nelson seconded the vote and it passed 3-0/

Regarding Tetsuji Nakagawa, Board staff reported that he is working in the United States on a work visa which will expire 12/15/10. Board staff was instructed to send a letter with Mr. Nakagawa's license advising him that if he was to continue to work in the United States after 12/15/10, he needed to provide a copy of a new visa document or some other document demonstrating his ability to legally work in the United States.

c. Renewal applications: (continued practice without current license)

The Board reviewed the renewal application of Emily Johnson who had practiced for one day prior to her license expiring. After discussing the matter Aaron Nelson moved to approve her license. Jennifer Fadeley seconded the motion and it passed 4-0. Next Jennifer Fadeley moved to issue a confidential advisory letter to Ms. Johnson regarding the lapsed license. Michael Nesbitt seconded the motion and it passed 4-0.

Review, discussion and Possible Action – Other Business

a. New Statutes and possible rule revisions

Due to the length of time this topic would take Laurie White, Chair moved it to the end of the meeting.

Review, Discussion and Possible Action on Administrative Matters

a. Revenue and Expenditure Report

Staff reported that the budget was on track and we would close the year without incident.

b. Review of Administrative Project Status

Staff reported that work continues on documenting the sunset and sunrise process.

The Board discussed the need for a liaison to the AzATA and discussed possible individuals who should be considered. The individual needs to be someone who can convey matters from the Board but who also knows the limitations when it comes to actions. After consideration Michael Nesbitt moved to nominate Mr. Matt Weber as Liaison to AzATA. The motion was seconded by Aaron Nelson. Mr. Weber was present and responded that he would accept the appointment. The matter was put to vote and passed 4-0. Staff was asked to draft a document that would lay out the requirements of the position and have it ready for the August meeting.

c. Future agenda items –

1. Liaison to AzATA – continue to August meeting

At this point, the Chair returned to the discussion of the new statutes and possible impacts to the rule making process. Mr. Scott Linaker and Mr. Matt Weber were present as public members and joined in the discussion. The Board walked through the current rules and noted areas that needed to be addressed. Various parts were assigned to individuals to draft. The drafts are to be forwarded to Wendy Hammon, Executive Director who will fold them into a rule revision document. When this is complete the Board will again, review the final product and determine if it is sufficiently ready to be presented to the Governor's Office for approval to start the formal rule making process.

Call to the Public

A call to the public was without response.

Adjournment

There being no further business before the Board, Michael Nesbitt moved to adjourn the meeting. The motion was seconded by Aaron Nelson. The meeting adjourned at 1:30 pm.

Respectfully submitted,

Wendy H. Hammon
Executive Director